

Docket No. END-696

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

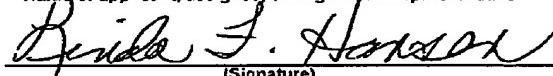
Applicants : Witt et al.
Serial No. : 09/849,905 Art Unit: 3743
Filed : May 4, 2001 Examiner: Kathryn P. Odland
For : EASILY DETACHABLE ULTRASONIC CLAMPING DEVICE

I hereby certify that this correspondence is being facsimile transmitted
to the Patent and Trademark Office, Fax No. (703) 872-9306 on

August 31, 2004

(Date)

Linda Hansen

Name of applicant, assignee, or Registered Representative
(Signature)

August 31, 2004

(Date of Signature)

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AUG 31 2004

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Dear Sir:

Applicants respectfully submit that the entire delay in filing the required reply until the filing of a grantable petition pursuant to 37 CFR §1.37(b) was unintentional and petition for the revival of the above-identified application.

An Office Action was mailed on January 28, 2004. At that time outside counsel for Johnson & Johnson was assigned the instant case. After the mailing of the Office Action, but before the final response was due on July 28, 2004 (with a three month late fee), the undersigned requested that outside counsel terminate any further work on the

Petition to Revive

s/n 09/849,905

- 1 -

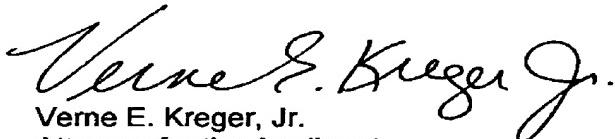
instant case and forward the file to the undersigned. Outside counsel did so; however, the undersigned neglected to notify the Johnson & Johnson docket clerk that outside counsel was no longer responsible for prosecuting the instant case. Accordingly, the individual docket for the undersigned was not updated indicating that outside counsel was no longer prosecuting the case. On August 26, 2004, the undersigned examined the case and realized that the actual six-month period to respond had expired (July 28, 2004).

Enclosed herewith is a proposed response to the stated Office Action in the form of an RCE and preliminary amendment.

A terminal disclaimer is not required since the application was filed after June 8, 1995.

The Commissioner is hereby authorized to charge the petition fee of \$ 1,330.00, and any additional fees, which may be required, to Account No. 10-0750-END-696/VEK. This Authorization is being submitted in triplicate.

Respectfully submitted,



Verne E. Kreger, Jr.
Attorney for the Applicant
Reg. No. 35,231

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(513) 337-3295
DATED: August 31, 2004

Petition to Revive

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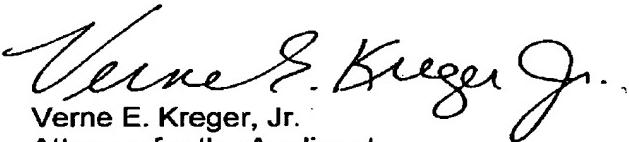
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